

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of
C. Stapper, et al

Examiner: Valenrod, Yevgeny

Application No.: 10/789,323

Art Unit: 1621

Filed: February 27, 2004

Title: Arylcycloalkyl derivatives having
branched side chains, processes for their
preparation and their use as
pharmaceuticals

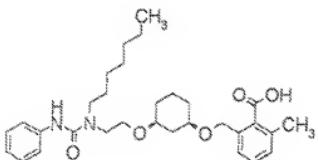
RESPONSE TO RESTRICTION REQUIREMENT

Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

Sir:

This paper is responsive to the Restriction Requirement mailed on 06/02/06.

Per Examiner's request, Applicant herein elects to prosecute the claims of Group I (Claims 1, 2, 3, 4, 5 (in part) and 6-10) directed to a compound of formula I wherein Ring A is (C3-C8)-cycloalkanediyl or (C3-C8)-cycloalkenediyl and R is NR1R2 or OR1. In the event that the Examiner would like Applicant to elect a species from which the Examiner could begin a search to determine patentability, Applicant elects the species that is Example IX having the following structure:



Applicants submit that once the compounds of the present invention are found to be novel, then the other Groups defined by the Examiner that contain any compositions of matter containing those compounds should also be found to be novel and rejoined. Likewise, pursuant to linking claim practice, at least one of the method claims should be rejoined.

Furthermore, Applicants affirm their right to file one or more divisional applications with respect to any of the non-elected subject matter.

Respectfully submitted,


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sanofi-aventis Docket No. DEAV2003/0016 US NP